

THOMAS E. FRANKOVICH (State Bar No. 074414)
 JENNIFER L. STENEGER (State Bar No. 202985)
 THOMAS E. FRANKOVICH,
A Professional Law Corporation
 2806 Van Ness Avenue
 San Francisco, CA 94109
 Telephone: 415/674-8600
 Facsimile: 415/674-9900

Attorneys for Plaintiffs DAREN HEATHERLY
 and DISABILITY RIGHTS ENFORCEMENT,
 EDUCATION SERVICES

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DAREN HEATHERLY, an individual; and)
 DISABILITY RIGHTS, ENFORCEMENT,)
 EDUCATION, SERVICES:HELPING YOU)
 HELP OTHERS, a California public benefit)
 corporation,)
)
 Plaintiffs,)
)
 v.)
)
 APPLE TREES CAFÉ; ORETTA FAYE)
 BUTTNER TRUSTEE of the ORETTA)
 FAYE BUTTNER REVOCABLE TRUST;)
 ADRIAN CHAPARRO, an individual dba)
 APPLE TREES,)
)
 Defendants.)
 _____)

CASE NO. C 07-3328 MEJ

**CONSENT TO PROCEED BEFORE A
 UNITED STATES MAGISTRATE JUDGE**

In accordance with the provisions of Title 28, U.S.C. Section 636(c), the undersigned party hereby consents to have a United States Magistrate Judge conduct any and all further proceedings in the case, including trial, and the entry of a final judgment. Appeal from the judgment shall be taken directly to the United States Court of Appeals for the Ninth Circuit.

Dated: June 28, 2007

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

By: /s/
 Jennifer L. Steneberg
 Attorneys for Plaintiffs DAREN HEATHERLY
 and DISABILITY RIGHTS ENFORCEMENT,
 EDUCATION SERVICES